

MESSAGE NO: 3213310 MESSAGE DATE: 08/01/2013

MESSAGE STATUS: Active CATEGORY: Countervailing  
TYPE: LIQ-Liquidation PUBLIC ☒ NON-PUBLIC ☐  
SUB-TYPE: OUTSCO-Out of Scope

FR CITE: FR CITE DATE:

REFERENCE 2048302  
MESSAGE #  
(s):  
CASE #(s): C-570-968

EFFECTIVE DATE: 09/07/2010 COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: TO

Notice of Lifting of Suspension Date: 08/01/2013

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: Amended Final Scope Ruling on countervailing duty (CVD) order on aluminum extrusions from the People's Republic of China (PRC) C-570-968.

Notice of the lifting of suspension occurred on the message date of these instructions. See paragraph 5 below.

1. On February 3, 2012, in response to a request by the Rowley Company (Rowley), Commerce issued a final scope determination that certain drapery rail kits, because they did not include the necessary curtains or drapes, did not constitute a "finished goods kit" and, therefore are within the scope of the CVD order on aluminum extrusions from the PRC (C-570-968). See message no. 2048302 dated 02/17/2012.

2. On June 11, 2013, Commerce published in the Federal Register the Notice of Amended Final Scope Ruling Pursuant to Court Decision (78 FR 34984) amending its February 3, 2012, final scope ruling to now find that the drapery rail kits described in Rowley's scope request constitute "finished goods kits" as described by the scope of the order because they are designed to incorporate readily interchangeable drapes or curtains, and thus, fall outside the scope of the CVD order on aluminum extrusions from the PRC.

3. For all entries of drapery rail kits not within scope that remain unliquidated on or after 09/07/2010, CBP shall terminate suspension and liquidate entries of drapery rail kits not within scope which were entered, or withdrawn from warehouse, for consumption.

4. Refund any cash deposits and release any bonds relating to imports of drapery rail kits described above.

5. These instructions constitute notice of the lifting of suspension of liquidation of entries of drapery rail kits entered, or withdrawn from warehouse, for consumption on or after 09/07/2010.

6. The assessment of countervailing duties by CBP on shipments or entries of this merchandise is subject to the provisions of section 778 of the Tariff Act of 1930, as amended. Section 778 requires that CBP pay interest on overpayments or assess interest on underpayments of the

required amounts deposited as estimated countervailing duties. The interest provisions are not applicable to cash or bonds posted as estimated countervailing duties before the date of publication of the countervailing duty order. Interest shall be calculated from the date payment of estimated countervailing duties is required through the date of liquidation. The rate at which such interest is payable is the rate in effect under section 6621 of the Internal Revenue Code of 1954 for such period.

7. Unless instructed otherwise, for all other shipments of aluminum extrusions from the PRC not covered by paragraph 2 above, you shall continue to collect cash deposits of estimated countervailing duties for the merchandise at the current rates.

8. If there are any questions by the importing public regarding this message, please contact the Call Center for the Office of AD/CVD Operations, Import Administration, International Trade Administration, U.S. Department of Commerce at (202) 482-0984. CBP ports should submit their inquiries through authorized CBP channels only. (This message was generated by O8:JRT.)

9. There are no restrictions on the release of this information.

Michael B. Walsh

## Company Details

\*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party